

Message Text

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16

ORIGIN ITC-01

INFO OCT-01 EUR-12 EA-09 IO-13 ISO-00 AGR-10 CEA-01

CIAE-00 COME-00 DODE-00 EB-07 FRB-01 H-02 INR-07

INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-02 AID-05

CIEP-02 SS-15 STR-04 TRSE-00 USIA-15 PRS-01 SP-02

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FM SECSTATE WASHDC

TO AMEMBASSY BONN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY THE HAGUE

AMEMBASSY BERN

INFO USMISSION EC BRUSSELS

AMEMBASSY TOKYO

USMISSION GENEVA

USDEL MTN GENEVA

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E.O. 11652: N/A

TAGS: ETRD

SUBJECT: USITC INVESTIGATION OF CERTAIN COLOR TELEVISION
RECEIVING SETS

1. THE U.S. INTERNATIONAL TRADE COMMISSION ON MARCH 18,
1976, INSTITUTED AN INVESTIGATION UNDER SECTION 337 OF
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THE TARIFF ACT OF 1930 OF ALLEGED UNFAIR TRADE PRACTICES

IN THE IMPORTATION OF CERTAIN COLOR TELEVISION RECEIVING
SETS FROM JAPAN. THE FOLLOWING IS THE TEXT OF THE
COMMISSION'S NOTICE OF INVESTIGATION ISSUED MARCH 29,
1976 (WITH CERTAIN PURELY ADMINISTRATIVE DETAILS OMITTED).
BEGIN TEXT:

A COMPLAINT WAS FILED WITH THE UNITED STATES INTERNATIONAL
TRADE COMMISSION ON JANUARY 15, 1976, ON BEHALF OF GTE
SYLVANIA INCORPORATED AND PHILCO CONSUMER ELECTRONICS
CORPORATION ALLEGING UNFAIR METHODS OF COMPETITION AND
UNFAIR ACTS IN THE IMPORTATION OF CERTAIN COLOR TELEVISION
RECEIVING SETS INTO THE UNITED STATES, AND IN THEIR SALE,
BY REASON OF (1) THE EXISTENCE OF PREDATORY PRICING
SCHEMES RESULTING IN BELOW-COST AND UNREASONABLY LOW-COST
PRICING OF SUCH TELEVISION SETS IN THE UNITED STATES,
AND (2) ECONOMIC BENEFITS AND INCENTIVES FROM THE
GOVERNMENT OF JAPAN CONTRIBUTING TO THE BELOW-COST AND

UNREASONABLY LOW-COST PRICING IN THE UNITED STATES. THE
COMPLAINANT ALLEGES THAT THE EFFECT OR TENDENCY OF THE
UNFAIR METHODS OF COMPETITION AND UNFAIR ACTS IS TO
DESTROY OR SUBSTANTIALLY INJURE AN INDUSTRY, EFFICIENTLY
AND ECONOMICALLY OPERATED, IN THE UNITED STATES, AND TO
RESTRAIN OR MONOPOLIZE COMMERCE IN THE UNITED STATES.
COMPLAINANTS REQUEST THAT THE IMPORTS IN QUESTION BE
PERMANENTLY EXCLUDED FROM ENTRY INTO THE UNITED STATES
OR, ALTERNATIVELY, THAT RESPONDENTS BE ORDERED TO CEASE
AND DESIST FROM ENGAGING IN THE ALLEGED UNFAIR METHODS
OF COMPETITION AND UNFAIR ACTS.

HAVING CONSIDERED THE ABOVE COMPLAINT, THE UNITED STATES
INTERNATIONAL TRADE COMMISSION ON MARCH 18, 1976, ORDERED:

1. THAT PURSUANT TO SUBSECTION (B) OF SECTION 337 OF THE
TARIFF ACT OF 1930, AS AMENDED (88 STAT. 2053), AN
INVESTIGATION BE INSTITUTED TO DETERMINE WHETHER, ON THE
BASIS OF THE FOREGOING ALLEGATIONS, THERE IS ANY VIOLA-
TION OF THIS SECTION IN THE IMPORTATION OF COLOR TELE-
VISION RECEIVING SETS INTO THE UNITED STATES, OR IN THEIR
SALE.

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2. THAT FOR THE PURPOSE OF THE INVESTIGATION SO INSTITU-
TED,

HITACHI, LTD.
TOKYO, JAPAN

HITACHI KADEN HANBAI

KABUSHIKI KAISHA
TOKYO, JAPAN

HITACHI SALES CORPORATION OF AMERICA
LONG ISLAND, NEW YORK

MITSUBISHI ELECTRIC CORPORATION
TOKYO, JAPAN

MITSUBISHI CORPORATION
TOKYO, JAPAN
NATIONAL CORPORATION
MITSUBISHI INTERNATIONAL CORPORATION
277 PARK AVENUE
NEW YORK, NEW YORK

SANYO ELECTRIC CO., LTD.
OSAKA, JAPAN

SANYO ELECTRIC, INC.
51 JOSEPH STREET
MOONACHIE, NEW JERSEY

SANYO ELECTRIC TRADING COMPANY, LTD.
OSAKA, JAPAN

SHARP CORPORATION
OSAKA, JAPAN

SHARP ELECTRONICS CORPORATION
PARAMUS, NEW JERSEY

TOKYO SHIBAURA ELECTRIC CO., LTD.
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TOKYO, JAPAN

TOSHIBA AMERICA, INC.
NEW YORK, NEW YORK

WHICH ARE ALLEGED TO BE INVOLVED IN THE IMPORTATION OF
THE COLOR TELEVISION RECEIVING SETS INTO THE UNITED
STATES, OR IN THEIR SALE, AS OWNERS, IMPORTERS, CONSIGNEES,
OR AGENTS OF EITHER, ARE HEREBY NAMED AS RESPONDENTS
UPON WHOM THE COMPLAINT WILL BE SERVED.

3. THAT THE COMMISSION HAS APPOINTED MYRON R. RENICK
AS PRESIDING OFFICER IN THIS PROCEEDING. THAT FOR
PURPOSES OF THE INVESTIGATION SO INSTITUTED, WILHELM A.
ZEITLER IS HEREBY NAMED AS THE COMMISSION INVESTIGATIVE

ATTORNEY.

RESPONSES SUBMITTED BY THE PARTIES AND SUBMISSIONS BY
INTERESTED PERSONS WHICH ARE PERTINENT TO THE INVESTIGA-
TION WILL BE CONSIDERED BY THE COMMISSION IF RECEIVED
NOT LATER THAN THIRTY (30) DAYS AFTER SERVICE OF THIS
NOTICE AND THE COMPLAINT HAS BEEN EFFECTED. A SIGNAL
ORIGINAL AND NINETEEN (19) TRUE COPIES OF EACH RESPONSE
OR SUBMISSION SHOULD BE FILED WITH THE SECRETARY, UNITED
STATES INTERNATIONAL TRADE COMMISSION, AND SERVICE OF
SUCH RESPONSE OR SUBMISSION SHALL BE MADE UPON EACH OF THE
PARTIES TO THE INVESTIGATION, INCLUDING THE COMMISSION
INVESTIGATIVE ATTORNEY.

EXTENSIONS OF TIME FOR SUBMITTING A RESPONSE OR SUBMISSION
WILL NOT BE GRANTED UNLESS GOOD AND SUFFICIENT CAUSE IS
SHOWN THEREFOR.

FAILURE OF A PARTY TO FILE A RESPONSE WITHIN THE TIME
PROVIDED TO EACH OF THE ALLEGATIONS WHICH ARE THE SUBJECT
OF THIS INVESTIGATION AS SET FORTH IN THIS NOTICE,
TAKING INTO CONSIDERATION THE APPLICABLE DETAIL OF THE
ALLEGATIONS IN THE COMPLAINT, MAY BE DEEMED TO CONSTITUTE
A WAIVER OF ITS RIGHT TO APPEAR AND CONTEST SUCH
ALLEGATIONS AND SHALL AUTHORIZE THE COMMISSION, WITHOUT
FURTHER NOTICE TO THAT PARTY, TO FIND THE FACTS TO BE
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AS ALLEGED AND TO ENTER AN ORDER CONTAINING SUCH
FINDINGS. END TEXT. ROBINSON

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NNN

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Disposition Event:
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Margaret P. Grafeld
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To: BONN
LONDON
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Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006